

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Petra YUN, et al.
Serial No. : 10/539,784
Filed : March 7, 2006
For : EASY-TO-TEAR WRAPPING TAPE
Art Unit : 1787
Examiner : Ronak C. PATEL

January 19, 2011

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

Sir:

In response to the January 5, 2011 Advisory Action and the August 31, 2010 Office Action, submitted herewith is a Request for Continued Examination. Reconsideration of the rejections is respectfully requested in light of the following remarks and the enclosed certified English-language translation of the German priority document (DE 102 60 072.4) for the present application.

REMARKS

Claims 1-3, 5-12, 14-29, 31-33 are pending in this application. Submitted with this response is a certified English-language translation of the German priority document (DE 102 60 072.4) for the present application.

Reconsideration of the application is thus respectfully requested.

I. Rejection Under 35 USC 112

Claim 29 was rejected under 35 USC 112, second paragraph, as allegedly being indefinite. These rejections are respectfully traversed.

As set forth in the December 29, 2010 Amendment which was entered by the Patent Office on January 5, 2011, Claim 29 was amended to depend from claim 1.

Thus, Applicants submit that amended claim 29 is definite and in accordance with 35 USC 112, second paragraph.

Accordingly, Applicants respectfully request withdrawal of the rejection under 35 USC 112, second paragraph.

II. Rejection Under 35 USC 102

Claims 1, 2, 5, 7, 8, 14, 15, 19, 20, 23, 31 and 32 were rejected under 35 USC 102(e) as allegedly being anticipated by US Patent Publication No. 2006/0057318 to Tachino et al. (hereinafter "Tachino"). Applicants respectfully traverse this rejection.

As set forth in the December 29, 2010 Amendment, Tachino's filing date is December 27, 2002; however, the filing date for the German priority document (i.e., DE 102 60 072.4) for the present application is December 19, 2002. Applicants submit

herewith a certified English-language translation of the German priority document (DE 102 60 072.4), thus perfecting Applicants' priority claim and obviating these grounds for rejection.

In view of the foregoing, withdrawal of this rejection is respectfully requested.

III. Rejections Under 35 USC 103

Claim 29 was rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino; Claims 3, 22 and 25 are rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent Publication No. 2002/0055006 to Vogel et al; Claim 6 was rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent No. 5,679,190 to Riedel; Claims 10 and 11 were rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of WO 99/64239 to Mientus; Claim 12 was rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent No. 6,355,344 to Mamish et al.; Claims 16 and 33 were rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of EP 333,294 to Tanaka; Claim 21 was rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent Publication No. 2007/0207332 to Chen; Claim 24 was rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent No. 5,405,565 to Sumida; and Claims 9 and 28 were rejected under 35 USC 103(a) as allegedly being unpatentable over Tachino in view of US Patent No. 6,927,267 to Varela de la Rosa et al. These rejections are respectfully traversed.

As discussed above with respect to the rejection under 35 USC 102, Applicants submit herewith a certified English-language translation of the German priority document, thus perfecting the applicant's priority claim and obviating these grounds for rejection.

Thus, withdrawal of these rejections under 35 USC 103(a) is respectfully requested.

IV. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1, 3, 5-12, 14-29 and 31-33 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Early and favorable action is earnestly solicited.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account

No. 14-1263.

Respectfully submitted,
NORRIS MCLAUGHLIN & MARCUS, P.A.

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Enclosure:

Certified English-Language Translation of DE 102 60 072.4